## UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF PENNSYLVANIA

ASSOCIATED BUILDERS &	)
CONTRACTORS OF WESTERN	
PENNSYLVANIA, et. al.	)
	)
Plaintiffs,	)
	)
v.	) CIVIL ACTION NO: 2:20-cv-649
	)
COMMUNITY COLLEGE OF	)
ALLEGHENY COUNTY, et. al.	)
	)
	)
Defendants.	)

## MOTION TO DISMISS FIRST AMENDED COMPLAINT PURSUANT TO F.R.C.P. 12(b)(1) and 12(b)(6) BY THE PITTSBURGH REGIONAL BUILDING TRADES COUNCIL, AFL-CIO

Defendant Pittsburgh Regional Building Trades Council, AFL-CIO, respectfully moves this Court for an Order dismissing the First Amended Complaint in the above-captioned matter in its entirety, pursuant to Rule 12(b)(1), F.R.C.P., because Plaintiffs have failed to establish the Court's subject matter jurisdiction, and pursuant to Rule 12(b)(6), F.R.C.P., because Plaintiffs have failed to state any claims upon which relief may be granted. The reasons supporting this Motion are set forth in the accompanying Memorandum in Support of Motion to Dismiss.

Respectfully Submitted,

/s/ Victoria L. Bor Victoria L. Bor, Esquire DC 288852 Jonathan D. Newman, Esquire DC 449141 Sherman Dunn, P.C. 900 Seventh Street, N.W. Suite 1000 Washington, D.C. 20001 202/785-9300 Joshua M. Bloom, Esquire PA 78072 Joshua Bloom & Associates, P.C. 3204 Grant Building 310 Grant Street Pittsburgh, PA 15219 412/288-6000

Counsel for Defendant Pittsburgh Regional Building Trades

August 24, 2020